

## **REMARKS**

The Applicant appreciates the courteous and complete examination of the application by the Examiner. In view of the foregoing amendments and/or the following remarks, a reconsideration of the instant application is respectfully requested.

### **Regarding the Notice of Missing Requirements**

The NOTIFICATION OF MISSING REQUIREMENTS indicated that the English translation as filed is defective, and a processing fee of \$130.00 as a small entity is required. The notification states that the “number of claims in the International Application and the number of claims in the translation are not the same.” The Applicant respectfully points out that the English translation as filed is correct, but the International Application has incorrect claim numbering in that claim numeral “7” is duplicated. The duplicated claim numeral “7” altered subsequent claim numerals, thereby giving an incorrect number of 8 claims, when in fact there are a total of 9 claims, which corresponds to that indicated in the originally filed English translation.

As explained above, the original English translation is correct, thereby meeting the requirements of the Notification and 35 U.S.C. 371. Since the English translation as originally filed is correct and not defective, it is believed that the processing fee is not required.

### **Regarding the Preliminary Amendment**

In order to expedite the prosecution of this application, claims 1-9 have been amended, and claims 10-17 has been added to more completely cover certain aspects of the Applicant's invention. Claims 1-17 are now in this application.

The Applicant appreciates the opportunity to amend the specification. A new CROSS-REFERENCE TO RELATED APPLICATIONS section has been added to comply with 37 CFR 1.77.

Claims 1-9 have been amended to correct informalities and to comply with U.S. patent rules.

**Conclusion**

Although the present communication may include alterations to the application or claims, or characterizations of claim scope or referenced art, the Applicant is not conceding in this application that previously pending claims are not patentable over the cited references. Rather, any alterations or characterizations are being made to facilitate expeditious prosecution of this application. The Applicant reserves the right to pursue at a later date any previously pending or other broader or narrower claims that capture any subject matter supported by the present disclosure, including subject matter found to be specifically disclaimed herein or by any prior prosecution. Accordingly, reviewers of this or any parent, child or related prosecution history shall not reasonably infer that the Applicant has made any disclaimers or disavowals of any subject matter supported by the present application.

Applicant has endeavored to address all of the Examiner's concerns as expressed in the Office Action. Accordingly, amendments to the claims, the reasons therefor, and arguments in support of patentability of the pending claim set are presented above. Any claim amendments which are not specifically discussed in the above-remarks are made in order to improve the clarity of claim language, to correct grammatical mistakes or ambiguities, and to otherwise improve the clarity of the claims to particularly and distinctly point out the invention to those of skill in the art. Finally, Applicant submits that the claim limitations above represent only illustrative distinctions. Hence, there may be other patentable features that distinguish the claimed invention from the prior art.

With the above amendments and/or remarks being fully responsive to all outstanding rejections and formal requirements, it is respectfully submitted that the application is now complete under 35 U.S.C. 371, and a new filing receipt is earnestly solicited. Should the Examiner feel that there are further issues which might be resolved by means of telephone interview, he is cordially invited to call the undersigned at (403) 444-5695, or by email at davidguerra@internationalpatentgroup.com.

Respectfully Submitted,

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On (Date) 08/08/2008 by David A. Guerra /David A. Guerra/